IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 11TH DECEMBER 2006 / 20TH AGRAHAYANA 1928

Bail Appl..No. 7274 of 2006()

CMP.5334/2006 of J.M.F.C., ADOOR
CRIME NO.782/06 OF ADOOR POLICE STATION

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PETITIONER/5TH ACCUSED:

RATHEESH KUMAR, S/O.RAJAN,
RATHI NILAYAM, CHOORAKODE MURI,
ERATH VILLAGE.

BY ADV. SRI.P.HARIDAS

RESPONDENTS: STATE/COMPLAINANT:

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

2. SUB INSPECTOR OF POLICE,
ADOOR POLICE STATION.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 11/12/2006, ALONG WITH BA.NOS.7286/06 & 7310/06 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NOS.7274/06, 7286/06 & 7310/06

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DATED THIS THE 11TH DAY OF DECEMBER, 2006

O R D E R

Petitioners in these bail applications are accused Nos.5, 6 and 1 respectively of Crime No.782/06 of Adoor Police Station for offences punishable under sections 366, 366A and 376(2)(g) IPC. 1st accused was arrested on 11.11.2006, 5th accused was arrested on 17.11.2006 and 6th accused was arrested on 12.11.2006.

2. After considering the entire facts and circumstances of the case including the circumstance that the second accused in Crime No.776/06 of the very same Police Station involving the same victim was granted bail by this court as per order dated 29.11.2006 in B.A.No.6906/06, I am inclined to grant bail to the petitioners as well, however with effect from 17.12.2006 only. Accordingly, the petitioners are directed to be released on bail with effect from 17.12.2006 on each of them executing a bond for Rs.10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Adoor and subject to the following conditions:

1. The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

3. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

dsn